

FILED
DISTRICT COURT OF GUAM
MAY - 5 2006
MARY L.M. MORAN
CLERK OF COURT

BEIm.AVF

LEONARDO M. RAPADAS
United States Attorney
RUSSELL C. STODDARD
First Assistant U.S. Attorney
KARON V. JOHNSON
Assistant U.S. Attorney
Sirena Plaza, Suite 500
108 Hernan Cortez Avenue
Hagatna, Guam 96910
Telephone: (671) 472-7332
Telecopier: (671) 472-7334

Attorneys for United States of America

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF GUAM**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

BRIAN WILLIAM ELM,

Defendant.

CRIMINAL CASE NO. 05-00053


**UNITED STATES' AMENDED
VERDICT FORMS**

COMES NOW the United States and provides the proposed Amended Verdict Form for use
concerning defendant, BRIAN WILLIAM ELM.

Respectfully submitted this 5th day of May, 2006.

LEONARDO M. RAPADAS
United States Attorney
Districts of Guam and NMI

By:


RUSSELL C. STODDARD
First Assistant U.S. Attorney

ORIGINAL

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF GUAM**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

BRIAN WILLIAM ELM,

Defendant.

CRIMINAL CASE NO. 05-00053

AMENDED VERDICT FORM

**COUNT I - CONSPIRACY TO DISTRIBUTE METHAMPHETAMINE
HYDROCHLORIDE**

We, the Jury, in the above-entitled action, hereby FIND the defendant, BRIAN
WILLIAM ELM: Violation of Title 21, United States Code, Sections 841(a)(1),(b)(1)(a)(viii)
and 846:

/ / NOT GUILTY

/ / GUILTY

as charged in Count 1 of the Third Superseding Indictment.

1. If you find the defendant BRIAN WILLIAM ELM guilty as charged in Count 1 of
the Third Superseding Indictment, do you unanimously find beyond a reasonable doubt that the
controlled substance that defendant BRIAN WILLIAM ELM conspired to distribute was
methamphetamine hydrochloride?

_____ Yes

_____ No

1 2. If you find beyond a reasonable doubt that the controlled substance BRIAN
2 WILLIAM ELM conspired to distribute was methamphetamine hydrochloride, do you
3 unanimously find beyond a reasonable doubt that the total amount of methamphetamine
4 hydrochloride defendant BRIAN WILLIAM ELM either directly distributed or agreed,
5 understood, or reasonably could have foreseen would be distributed by other co-conspirators in
6 furtherance of the conspiratorial agreement was:

7 _____ at least 50 grams or more of methamphetamine hydrochloride;

8 OR

9 _____ at least 5 grams but less than 50 grams of methamphetamine
10 hydrochloride;

11 OR

12 _____ a detectable amount but less than 5 grams of methamphetamine
13 hydrochloride.

14
15 **COUNT 3 - MONEY LAUNDERING CONSPIRACY**

16 We, the Jury, in the above-entitled cause unanimously find the defendant, BRIAN
17 WILLIAM ELM: Violation of Title 18, United States Code, Sections 1956(h):

18 / / NOT GUILTY

19 / / GUILTY
20

21 **COUNT 8 - MONEY LAUNDERING**

22 We, the Jury, in the above-entitled cause unanimously find the defendant, BRIAN
23 WILLIAM ELM: Violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2:

24 / / NOT GUILTY

25 / / GUILTY
26

1 **COUNT 9 - MONEY LAUNDERING**

2 We, the Jury, in the above-entitled cause unanimously find the defendant, BRIAN
3 WILLIAM ELM: Violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2:

4 / / NOT GUILTY

5 / / GUILTY

6
7 **COUNT 10 - MONEY LAUNDERING**

8 We, the Jury, in the above-entitled cause unanimously find the defendant, BRIAN
9 WILLIAM ELM: Violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2:

10 / / NOT GUILTY

11 / / GUILTY

12
13
14 **COUNT 11 - MONEY LAUNDERING**

15 We, the Jury, in the above-entitled cause unanimously find the defendant, BRIAN
16 WILLIAM ELM: Violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2:

17 / / NOT GUILTY

18 / / GUILTY

19
20
21 **COUNT 12 - MONEY LAUNDERING**

22 We, the Jury, in the above-entitled cause unanimously find the defendant, BRIAN
23 WILLIAM ELM: Violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2:

24 / / NOT GUILTY

25 / / GUILTY

1 **COUNT 13 - MONEY LAUNDERING**

2 We, the Jury, in the above-entitled cause unanimously find the defendant, BRIAN
3 WILLIAM ELM: Violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2:

4 / / NOT GUILTY

5 / / GUILTY

6
7 **COUNT 14 - MONEY LAUNDERING**

8 We, the Jury, in the above-entitled cause unanimously find the defendant, BRIAN
9 WILLIAM ELM: Violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2:

10 / / NOT GUILTY

11 / / GUILTY

12
13
14 **COUNT 15 - MONEY LAUNDERING**

15 We, the Jury, in the above-entitled cause unanimously find the defendant, BRIAN
16 WILLIAM ELM: Violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2:

17 / / NOT GUILTY

18 / / GUILTY

19
20
21 **COUNT 16 - MONEY LAUNDERING**

22 We, the Jury, in the above-entitled cause unanimously find the defendant, BRIAN
23 WILLIAM ELM: Violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2:

24 / / NOT GUILTY

25 / / GUILTY

1 **COUNT 17 - MONEY LAUNDERING**

2 We, the Jury, in the above-entitled cause unanimously find the defendant, BRIAN
3 WILLIAM ELM: Violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2:

4 / / NOT GUILTY

5 / / GUILTY

6
7 **COUNT 18 - MONEY LAUNDERING**

8 We, the Jury, in the above-entitled cause unanimously find the defendant, BRIAN
9 WILLIAM ELM: Violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2:

10 / / NOT GUILTY

11 / / GUILTY

12
13 **COUNT 19 - MONEY LAUNDERING**

14 We, the Jury, in the above-entitled cause unanimously find the defendant, BRIAN
15 WILLIAM ELM: Violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2:

16 / / NOT GUILTY

17 / / GUILTY

18
19
20 DATED this _____ of May, 2006, at Hagatna, Guam.

21
22
23 _____
24 FOREPERSON

25
26
27 - v -